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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11	UNITED STATES OF AMERICA,	)	No. CR 08-00702 SBA
12	Plaintiff,	)	
13	v.	)	ORDER GRANTING STIPULATED
14	JOSE JESUS GASCANO-VILLARANA,	)	REQUEST TO SET CHANGE OF PLEA
15	Defendant.	)	AND SENTENCING ON APRIL 6, 2010
16		)	AND TO EXCLUDE TIME UNDER THE
17		)	SPEEDY TRIAL ACT

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19 The parties jointly requested that status hearing in this matter be vacated and that this

20 matter be set for change of plea and sentencing on April 6, 2010 at 10:00 a.m. The parties

21 further requested that time be excluded under the Speedy Trial Act between January 21, 2010

22 and April 6, 2010 to allow time for the Court to consider the proposed plea agreement to be

23 entered into by the defendant and the attorney for the government, and to allow time for the

24 preparation of a Presentence Investigation Report by the United States Probation Office.

25 Defendant agreed that the Court may review the pre-plea Presentence Investigation Report even

26 though he has not yet pleaded guilty. Good cause appearing therefor, and pursuant to 18 U.S.C.

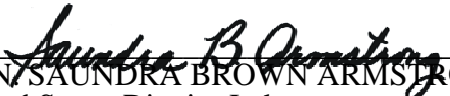
27 § 3161(h)(1)(G),

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1           **IT IS HEREBY ORDERED** that this matter is set for change of plea and sentencing on  
2 April 13, 2010 at 10:00 a.m., and that time between January 21, 2010 and April 13, 2010 is  
3 excluded under the Speedy Trial Act, specifically pursuant to 18 U.S.C. § 3161(h)(1)(G), for  
4 consideration by the Court of a proposed plea agreement to be entered into by the defendant and  
5 the attorney for the government.

6           **IT IS FURTHER ORDERED** that the United States Probation Office shall prepare a  
7 Presentence Investigation Report.

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9 DATED:1/25/10

  
HON. SAUNDRA BROWN ARMSTRONG  
United States District Judge